IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

WP(C).No. 30779 of 2007(L)

PETITIONER:

AMBILY PRASAD, DISTRICT NURSING
OFFICER, DMO (H), KOLLAM.
RESIDING AT RADHAS (KALYANI)
T.C. 50/730 (10) VALIYAPUNNACKAL LINE,
KALADY, KARAMANA P.O.
THIRUVANANTHAPURAM,
PIN 695 002

BY ADV. SRI.K.N.CHANDRABABU

RESPONDENTS:

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1. THE STATE OF KERALA, REP. BY ITS
SECRETARY, DEPARTMENT OF HEALTH AND FAMILY
WELFARE, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.

3. P.K.VIMALA, NURSING OFFICER,
O/O. THE DISTRICT MEDICAL OFFICER,
PATHANAMTHITTA.

BY GOVT. PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

W.P.(C). NO. 30779 OF 2007

Dated this the 17th day of October, 2007

J U D G M E N T

Petitioner is aggrieved by Ext.P1 order under which she is working as District Nursing Officer in District Medical Office (H) at Kollam. Petitioner has been transferred to the District Medical Office at Pathanamthitta. Petitioner aspires a posting at Thiruvananthapuram since she is residing at Thiruvananthapuram, her daughter is studying there and since there is a vacancy there as well. Learned counsel for the petitioner submits that the 3rd respondent who was only promoted under Ext.P1 order to the post of DMO could have been posted at Pathanamthitta instead of transferring the petitioner.

2. I do not propose to consider the merits of Ext.P1 transfer order. Since the petitioner seeks variation of posting, she may make a representation before the Government. In the event of the petitioner making such a representation before the Government / the 1st respondent within a period of two weeks from today, an appropriate decision thereon shall be taken by the 1st respondent within six weeks thereafter, after hearing the petitioner and any other affected person.

V.GIRI, JUDGE

vps